

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ER  
IN RE: ASBESTOS PRODUCTS  
LIABILITY LITIGATION (No. IV)

: Consolidated Under  
: MDL DOCKET NO. 875

RAYMOND L. ROSENBLATT

: E.D. PA Civil Action No.  
: 09-cv-92640

v.

CSX TRANSPORTATION, INC., et al.

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: Transferor Court:  
: N.D. Georgia  
: 94-CV-00120

O R D E R

AND NOW, this *2nd* day of *April*, 2012,

upon consideration of the pleadings and the record herein, and after review of the Report and  
Recommendation of M. Faith Angell, United States Magistrate Judge, it is hereby **ORDERED**  
that:

1. The Report and Recommendation is **APPROVED AND ADOPTED**.
2. Defendant CSX Transportation's Motion to Exclude the Testimony of Dr. Arthur Frank and for Summary Judgment for Lack of Competent Evidence of Injury and Causation [Docket #25] is **DENIED AND DISMISSED**.<sup>1</sup>

BY THE COURT:

*Eduardo C. Robreno*

EDUARDO C. ROBRENO,

J.

<sup>1</sup> No objections had been filed within the fourteen-day limit in Fed. R. Civ. P. 72(b)(2).